

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #:  
DATE FILED: 7/22/08

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

CAPITOL RECORDS, INC.; CAROLINE  
RECORDS, INC.; EMI CHRISTIAN MUSIC  
GROUP INC.; VIRGIN RECORDS AMERICA,  
INC.; COLGEMS-EMI MUSIC INC.; EMI  
APRIL MUSIC INC.; EMI BLACKWOOD  
MUSIC; EMI FULL KEEL MUSIC; EMI  
GROVE PARK MUSIC, INC.; EMI  
LONGITUDE MUSIC; EMI ROBBINS  
CATALOG INC.; EMI U CATALOG, INC.; EMI  
VIRGIN MUSIC, INC.; EMI VIRGIN SONGS,  
INC.; and EMI WATERFORD MUSIC, INC.,

Plaintiffs,

v.

MULTIPLY, INC. and PETER PEZARIS,

Defendants.

No. 07 Civ. 11357 (SHS)(MHD)

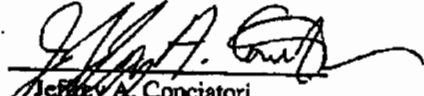
STIPULATION AND ORDER  
OF DISMISSAL

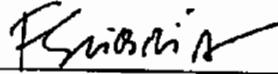
IT IS HEREBY STIPULATED, by and between the undersigned counsel for the parties to the above-captioned action (the "Action"), pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, that all claims in the Action be dismissed with prejudice and without costs to any party as against any other party, and that this stipulation may be filed with the Clerk of the Court without further notice.

IT IS FURTHER STIPULATED AND AGREED that this stipulation may be executed in counterparts and that facsimile and electronic signatures shall be deemed originals.

Dated: New York, New York  
July 18, 2008

QUINN EMANUEL URQUHART OLIVER & PRYOR CASHMAN LLP  
HEDGES LLP

By:   
Jeffrey A. Conciatori  
Adam Wolfson  
51 Madison Avenue, 22nd Floor  
New York, NY 10010  
(212) 849-7130  
[jeffreymconciatori@quinnemanuel.com](mailto:jeffreymconciatori@quinnemanuel.com)  
[adamwolfson@quinnemanuel.com](mailto:adamwolfson@quinnemanuel.com)  
*Attorneys for Defendants*

By:   
Frank P. Scibilia  
410 Park Avenue  
New York, New York 10022  
(212) 421-4100  
[fscibilia@pryorcashman.com](mailto:fscibilia@pryorcashman.com)  
*Attorneys for Plaintiffs*

SO ORDERED:

7/22/08

  
U.S.D.J.